

Revised January 12, 2004

Important notice to users of the 2003 Form 58

The Internal Revenue Service revised the instructions to the 2003 Form 1065 to provide that partnerships should not use Form 4797 to report dispositions of property if an I.R.C. § 179 expense deduction was previously passed through to any of its partners for that property. Instead, information about these dispositions must be separately reported to the partners in the supplemental information section of Schedule K-1. This change in reporting means that gains or losses on these dispositions will not be included in the amounts reported on Schedule K of Form 1065.

The 2003 Form 58, North Dakota Partnership Return Of Income, was finalized for printing and for posting to the Office of State Tax Commissioner's Web site prior to the IRS's changes to the 2003 Form 1065. As finalized, the Form 58 does not account for the gains or losses on the dispositions of property separately reported on Schedule K-1.

No adjustment needs to be made to Form 58 to account for the gains or losses on the dispositions of property separately reported on Schedule K-1. The gains or losses on these dispositions still constitute North Dakota-source gains or losses that must be reported to North Dakota by the partners. The reporting of these gains or losses to North Dakota will be deemed satisfied through the required attachment of a complete copy of the Form 1065 (which includes the Schedule K-1) to Form 58.

Questions may be directed to:

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**58 Partnership return of income****2003**For **2003 CALENDAR YEAR**, or other tax year beginning _____, 2003, and ending _____, 20____

Name of partnership	
Mailing address	
City or town, state, and Zip code	Phone (daytime)

► **Federal EIN ***

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► **Date business started**

Month	Day	Year			

► Check this box if this is an amended return ☐

► Was a North Dakota Form 58 filed for the previous year? ☐ Yes ☐ No

► **Type of partners (Check all that apply):**

☐ 1. Partnership(s) ☐ 2. Individual(s) ☐ 3. Corporation(s) ☐ 4. Other (Identify) _____

► **Type of business:**

<input type="checkbox"/> A. Farming/ranching	<input type="checkbox"/> D. Professional services	<input type="checkbox"/> G. Manufacturing	<input type="checkbox"/> J. Finance, insurance, and real estate
<input type="checkbox"/> B. Retail/wholesale	<input type="checkbox"/> E. Other services	<input type="checkbox"/> H. Transportation	
<input type="checkbox"/> C. Rentals	<input type="checkbox"/> F. Construction	<input type="checkbox"/> I. Oil, gas, or coal	<input type="checkbox"/> K. Other (Identify) _____

► Is entity a limited liability company (LLC)? ☐ Yes ☐ No

► Check if Schedule RZ is attached ☐

1. Partners' shares of income and loss (from Federal Form 1065, Schedule K, lines 1, 2, 3c, 4a through 4c, 4d(2), 4e(2), 4f, 5, 6a, 6b, and 7, or from Federal Form 1065-B, Schedule K, lines 1a, 2a, 2b, 3c, 4c, 7 and 8) -----	1 _____
2. Partners' shares of deductions (from Federal Form 1065, Schedule K, line 9 plus any deduction from line 11 which is not an itemized deduction; if Federal Form 1065-B is used, enter -0-) -----	2 _____
3. Balance (Subtract line 2 from line 1) -----	3 _____
4. North Dakota additions (See instructions) (Attach schedule) ----- ►	4 _____
5. Balance (Add lines 3 and 4) -----	5 _____
6. North Dakota subtractions (See instructions) (Attach statement) ----- ►	6 _____
7. Adjusted income or loss (Subtract line 6 from line 5) If all partners are North Dakota resident individuals, estates, or trusts, or the partnership conducts 100% of its business in North Dakota, skip lines 8 through 12, and enter the amount from this line on line 13 -----	7 _____
8. a. Net allocable income or loss (See instructions) (Attach statement) ----- 8a _____	
b. Professional service partnership: Guaranteed payments to all individual partners for services only (See instructions) (Attach statement) ----- ► 8b _____	
c. Total (Add lines 8a and 8b) -----	8c _____
9. North Dakota apportionable income or loss (Subtract line 8c from line 7) -----	9 _____
10. Apportionment factor (from page 2, Schedule B, line 14) -----	10 _____
11. Income or loss apportioned to North Dakota (Multiply line 9 by line 10) -----	11 _____
12. a. Net North Dakota allocable income or loss (See instructions) (Attach statement) 12a _____	
b. Professional service partnership: Guaranteed payments to nonresident individual partners for services in North Dakota (See instructions) (Attach statement) --- ► 12b _____	
c. Total (Add lines 12a and 12b) -----	12c _____
13. North Dakota income or loss (Add lines 11 and 12c) ----- ►	13 _____

Attach a complete copy of the 2003 Form 1065 (including Schedule K-1)

I declare under the penalties of North Dakota Century Code § 12.1-11-02, which provides for a Class A misdemeanor for making a false statement in a governmental matter, that this return, including any accompanying schedules and statements, has been examined by me and to the best of my knowledge and belief is a true, correct, and complete return. ***For Federal Privacy Act information, see bottom of page 2 of this form.**

Signature of general partner or authorized representative	Date	For Tax Department use only
Signature of paid preparer	Date	

Mail to: Office of State Tax Commissioner
600 E. Boulevard Ave., Dept. 127
Bismarck, ND 58505-0599



Schedule A: Partner information

See instructions for how to
complete these columns

Name of partner

If more lines are needed, attach additional sheet(s).

Soc. Sec.
No. or FEIN*

Distributive
share %

Apportioned
income (loss)
(Page 1, line 11)

Allocable
income (loss)
(Page 1, line 12c)

Total (Note: The totals for these columns may not equal the amounts shown on page 1,
lines 11 and 12c, respectively) _____

Schedule B: Calculation of apportionment factor (For multistate partnership only)

Except as provided in the instructions, all multistate partnerships must complete this schedule.

Property factor

Average value at original cost of real and tangible
personal property used in the business.

(Exclude value of construction in progress)

Column 1
Total

Column 2
North Dakota

Column 3
Factor

(Column 2 ÷ Column 1)

Result must be carried
to six decimal places

1. Inventories	1		
2. Buildings and other fixed depreciable assets	2		
3. Depletable assets	3		
4. Land	4		
5. Other assets (Attach schedule)	5		
6. Rented property (Annual rental multiplied by 8)	6		
7. Total property (Add lines 1 through 6)	7		

Payroll factor

8. Wages, salaries, commissions and other compensation
of employees reported on Federal Form 1065

(If the amount in Column 2 does not agree with the total
compensation reported for North Dakota unemployment
insurance purposes, attach a detailed explanation.)

8 _____

Sales factor

9. Gross receipts or sales, less returns and allowances

(Federal Form 1065 or 1065-B, page 1, line 1c)

9 _____

10. Sales delivered or shipped to North Dakota destinations 10 _____

11. Sales shipped from North Dakota to:

a. The United States Government 11a _____

b. Purchasers in a state or foreign country where the
partnership did not have a filing requirement 11b _____

12. Total sales (Add lines 9 through 11) 12 _____

13. Sum of factors (Add lines 7, 8, and 12 in Column 3) 13 _____

14. Apportionment factor (Divide line 13 by 3; however, if line 7, 8, or 12 of Column 1 is zero, divide by the
number of these same lines showing an amount greater than zero) Enter result on page 1, line 10 14 _____

* In compliance with the Federal Privacy Act of 1974, Public Law 93-579, the disclosure of a social security number or a federal employer identification number on this form is mandatory and is required under Subsections 1 and 7 of North Dakota Century Code § 57-38-31. A social security number or federal employer identification number is used as an identification number by the Office of State Tax Commissioner for file control purposes, recordkeeping, and for cross-checking the taxpayer's files with the Internal Revenue Service.